IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O. O. C. J.

WRIT PETITION NO.2212 OF 2004

Smt.Sunanda wd/o.Ramakant Desai. Petitioner

Vs.

Naigaum Co-operative Housing
Society Limited & Anr. Respondents

Shri P.K.Dhakephalkar with Shri A.A.Kocharekar for
the Petitioner.

Shri Ajit Karvande for Respondent No.1.

Shri P.M. Palshikar for Respondent No.2.

Coram : R.M.S.Khandeparkar, J

Dated : 24th August, 2004.

P.C.

1. Heard. The learned advocate for the petitioner states that considering the provisions of law, the petitioner is not pressing the preliminary issue which was sought to be raised by the application dated 5th July, 2004. In view thereof, nothing survives in this petition for the examination by this Court.

2. At the oral request by the learned advocate for the petitioner, four weeks' time is granted to file his reply on merits in relation to the proceedings initiated by the respondent society under

the provisions of the Maharashtra Co-operative Societies Act, 1960. On such reply being filed, the concerned authority shall proceed with the matter in accordance with the provisions of law. While doing so, the concerned authority shall not take note of its order stated to have been passed closing proceedings, as the same stands set aside by this order with the consent of the parties. Order accordingly. Petition stands disposed of.

3. Office to issue authenticated copy of this order.